

May 11, 1973

three schools. In the north balcony there are 62 students from the 6th Grade from Superior, Nebraska with teachers Mr. Bevans, Mr. Myers, Mr. Hason and Senator Anderson's district. Also in the north balcony there are 14 students and six mothers from the 3, 4, and 5th grades of Manley, Nebraska. Mrs. Earl Pauls the teacher and it is in the north balcony and Senator Carsten district. In the south balcony from Tekahma, Nebraska there are 22 students and 3 mothers and 4 teachers in the south balcony. We are happy to welcome all of you here this afternoon to attend the end of the week session of the Unicameral. Now Senator Warner you have the floor and the discussion on the return of LB286.

SENATOR WARNER: Mr. President, before the Clerk announced... I have another request and this is disposed of. I had my light on before the Clerk read. I have a bill that I want to unbracket, I'll take it up when you come to it.

SPEAKER: OK. Then the next Senator DeCamp, do you wish to be recognized on the motion?

SENATOR DE CAMP: Mr. President, just to clarify what Senator Anderson said a little further. This is an agreed upon amendment and I think that we contacted this morning everybody that might be on either side of it. It is important to understand that this does not change a single word of the bill itself, what it does is set it out so that from a legal standpoint for those of you that read the Attorney General's opinion this morning if this particular sentence were declared unconstitutional and I don't think it will be, but if it were, as Senator Marsh suggested this morning then the rest of the bill would remain in tact. We are just putting in this one sentence in a separate section without actually changing the bill at all and the bill is to do exactly the same restrictive bill and this is done to make any court test more accurate so that the court could rule on this specific point and if they rule against it strike it and still save the bill itself. So I would hope that that would suffice for any discussion and we could move it back and then move it forward again.

SPEAKER: Is there any further discussion? If not, Senator Anderson, do you wish to close on the motion? I....Senator Anderson.

SENATOR ANDERSON: I have no closing.

SPEAKER: OK, 25 votes to move the bill back to Select File. All those in favor vote aye, those opposed vote no. Have you all voted? Have you all voted? Clerk will record.

CLERK: 27 Ayes, 1 Nay and 21 not voting.

SPEAKER: Motion carried and the bill has been returned to Select File, now Senator Anderson.

SENATOR ANDERSON: I move the adoption of the amendment.

SPEAKER: Any further discussion? You still have to have 25 votes. It will take 25 votes to adopt the amendment. All those in favor vote aye, those opposed vote no. Clerk will record.

CLERK: 27 Ayes, 1 Nay and 21 Not Voting.

SPEAKER: Motion carried. Amendment is adopted, now Senator Anderson, what will you do with the bill?